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DEC 28 2004

OFFICE OF PETITIONS

In re Application of	:	
Kavoori et al.	:	DECISION ACCORDING STATUS
Application No. 10/750,532	:	UNDER 37 CFR 1.47(a)
Filed: December 30, 2003	:	
Attorney Docket No. 04303/100N160-US2	:	

This is in response to the petition under 37 CFR 1.47(a), filed November 29, 2004.¹

The petition is granted.

Petitioner has shown that David M. Holmes, the non-signing inventor, has refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, the statement of facts of Laura C. Brutman establishes that the inventor was presented with the application papers, including the specification, claims and drawings, but refused the request that he sign the declaration.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status. As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the present petition. Notice of the filing of this application will also be published in the Official Gazette.

The application is being referred to Technology Center Art Unit 2122 for further processing.

¹ Petitioner obtained a five-month extension of time to reply. Accordingly, the petition is filed timely. Additionally, petitioner submitted \$130.00 for the petition fee. However, the current petition fee is \$200.00. Therefore, the difference of \$70.00 was charged to Deposit Account No. 04-0100, as authorized.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3211.

Christina Tartera Donnell

Christina Tartera Donnell
Senior Petitions Attorney
Office of Petitions



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David M. Holmes
21696 Noonan Court
Cupertino CA 95014

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OFFICE OF PETITIONS

In re Application of :
Kavoori et al. : LETTER
Application No. 10/750,532 :
Filed: December 30, 2003 :
Attorney Docket No. 04303/100N160- :
US2 :

Dear Mr. Holmes:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

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